

ORIGINAL

DEF  
C/m

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----x  
LEROY DORSEY,

Petitioner,

-against-

GAYLE HAPONIK, Superintendent,  
Green Haven Correctional Facility,

Respondent.  
-----x

**MEMORANDUM AND ORDER**

Case No. 05-CV-3424 (FB)

*Appearances:*

*For the Petitioner:*

LEROY DORSEY, *pro se*  
97A3442  
Green Haven Correctional Facility  
Post Office Box 4000  
Stormville, NY 12582-0010

*For the Respondent:*

CHARLES J. HYNES, ESQ.  
District Attorney, Kings County  
By: AMY MERRILL APPELBAUM, ESQ.  
Assistant District Attorney  
350 Jay Street  
Brooklyn, NY 11201-2908

**BLOCK, Senior District Judge:**

For the reasons stated in the Court's prior order dated March 23, 2007, *see Dorsey v. Haponik*, No. 05 Civ. 3424 (E.D.N.Y. Mar. 23, 2007), petitioner has failed to make a substantial showing of the denial of a federal right; accordingly, a certificate of appealability will not issue. *See* 28 U.S.C. § 2253.

**SO ORDERED.**

/S/

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FREDERIC BLOCK

United States Senior District Judge

Brooklyn, New York  
May 2, 2007